

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
EASTERN DIVISION

FILED BY 8 D.C.
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MARY NELL DAY, individually and
as surviving spouse of Wayne Day,
Deceased, and WAYNE DAY, JR.,
individually and as surviving
child of WAYNE DAY, Deceased,

Plaintiffs,

vs.

Civil Action No. 1-04-1202-T

MAGNOLIA MARINE TRANSPORT
COMPANY and JONNIE PARTAINE,

Defendants.

CONSENT ORDER OF DISMISSAL WITH PREJUDICE

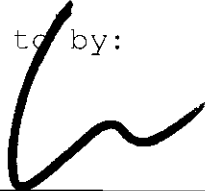
Came the parties and stated to the Court through their counsel
that the matters and things in controversy had been amicably
settled and that the parties are in agreement that the Plaintiffs'
action should be dismissed with prejudice, with the parties to bear
their own costs.

WHEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that
Plaintiffs' action be, and it is hereby, dismissed with prejudice
to the refiling of same in any form, and the parties shall bear
their own costs.

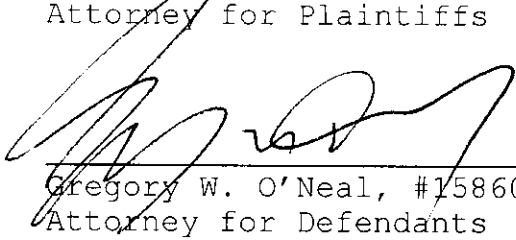
Entered this the 9th day of Nov., 2005.

James D. Todd
James D. Todd
United States District Judge

Agreed to by:



Charles M. Agee
Attorney for Plaintiffs



Gregory W. O'Neal, #15860
Attorney for Defendants

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Notice of Distribution

This notice confirms a copy of the document docketed as number 2 in case 1:04-CV-01202 was distributed by fax, mail, or direct printing on November 16, 2005 to the parties listed.

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Honorable James Todd
US DISTRICT COURT